

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 14, 2008, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
DESIGNATING "MENTAL HEALTH MONTH" IN CLERMONT COUNTY,
OHIO...08-0505-001...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of May, 2008, to be "Mental Health Month" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Yes.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 71-
08/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **71-08** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor 05/12/08 in the total amount of \$3,514,614.40, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Abstained.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
PROFESSIONAL SERVICES AGREEMENT WITH THE BOARD OF
HEALTH OF THE CLERMONT COUNTY GENERAL HEALTH DISTRICT
FOR ADMINISTRATION OF THE SEPTIC SYSTEM REHABILITATION
FINANCING PROGRAM IN CONCERT WITH THE CLERMONT COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR FISCAL YEAR 2007...08-0506-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to execute a Professional Services Agreement by and between the Board of Clermont County Commissioners and the Board of Health of the Clermont County General Health District, 2275 Bauer Road, Batavia, Ohio 45103 to administer the Septic System Rehabilitation Financing Program, in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2007,

which was funded in the amount of \$110,000.00, with compensation for the administration therefore not to exceed \$5,000.00, effective 03/01/08 through 12/31/08, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
DEPARTMENT OF PUBLIC SAFETY SERVICES...REQUEST TO
ADVERTISE FOR BIDS FOR A COMPUTER AIDED DISPATCH (CAD)
SYSTEM FOR THE CLERMONT COUNTY COMMUNICATIONS
CENTER...08-0509-003...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Beth Nevel, Director, Department of Public Safety Services, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to approve the request to advertise for bids for the acquisition of software, installation, training, documentation, conversion and maintenance services needed to provide a redundant, interoperable Computer Aided Dispatch (CAD) System and related modules, as well as, the latest and most secure technology for the Clermont County Communications Center, pursuant to the specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 05/22/08, with bids to be received therefore until **2:00 P.M. Local Time on Thursday, 06/05/08**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...CONTRACT FOR MINOR
PUBLIC IMPROVEMENT PROJECT WITH SPECTRA CONTRACT
FLOORING FOR THE PROVISION OF LIMITED WORK SERVICES FOR
PROJECT NUMBER 621/651-0016 RELATIVE TO THE SEWER DISTRICT
ADMINISTRATION BUILDING PROJECT LOCATED IN BATAVIA
TOWNSHIP...08-0507-001...RATIFIED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, with the concurrence of Scot Lahrmer, Assistant County Administrator, to ratify the Contract for Minor Public Improvement Project by and between the Board of Clermont County Commissioners and Spectra Contract Flooring, 8930 Global Way, West Chester, Ohio 45069, previously executed by the County Administrator, for the provision of limited work services for Project Number 621/651-0016 relative to the Sewer District Administration Building Project located in Batavia Township, in accordance with the scope of services as identified in Exhibit A, attached thereto and made a part thereof, for a total amount not to exceed \$55,323.00, which includes all charges and expenses therefore, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...RESOLUTION NUMBER 72-08/RESOLUTION AUTHORIZING THE EXECUTION AND SUBMISSION OF A GRANT APPLICATION TO THE OHIO DEPARTMENT OF DEVELOPMENT FOR FUNDING THROUGH THE OHIO JOB READY SITES PROGRAM FOR THE IVY POINTE COMMERCE PARK LOCATED IN UNION TOWNSHIP, CLERMONT COUNTY, OHIO...08-0509-008...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to adopt Resolution Number **72-08** resolving to authorize Andrew T. Kuchta as the Site Improvement Project Manager to execute and submit a Grant Application to the Ohio Department of Development, 77 South High Street, Columbus, Ohio 43215 for Ivy Pointe Commerce Park located in Union Township, Clermont County, Ohio, in the amount of \$2,000,000.00, with the required local match to be provided as described therein, for funding through the Ohio Job Ready Sites Program, which is designed to make land accessible for commercial development, to increase the opportunity for economic development, and to entice the location and growth of new businesses in the County, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: Martin Ely, Coordinator, Human Resources Department, was present this date to introduce new county employees to the Board of County Commissioners.

IN RE: COUNTY ENGINEER...ACCEPTANCE OF THE CONTRACT WITH C.W. WALKER, INC. FOR PROJECT NUMBER UN-07-06 RELATIVE TO THE BACH BUXTON ROAD FERRIS AND MIDLAND INTERSECTIONS PROJECT LOCATED IN UNION TOWNSHIP AS COMPLETE AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 5, FINAL, FOR THE RELEASE OF RETAINAGE RELATIVE THERETO...07-0813-003...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the Contract by and between the County of Clermont, Ohio, and C.W. Walker, Inc., 9970 Murdoch Goshen Road, Loveland, Ohio 45140 for Project Number UN-07-06 relative to the Bach Buxton Road Ferris and Midland Intersections Project located in Union Township as Complete as of 01/14/08 and to approve the Estimate for Partial Payment Number 5, Final, which represents the release of retainage in the principal amount of \$7,479.99, plus accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Abstained.

IN RE: COUNTY ENGINEER...PERMANENT EASEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER BA-17-05 RELATIVE TO THE OLD SR 32 AT BAUER AND BRUNK ROADS IMPROVEMENT PROJECT LOCATED IN BATAVIA TOWNSHIP...08-0430-001...ACCEPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easement heretofore granted and conveyed to the County of Clermont, Ohio, for roadway and drainage purposes necessary for Project Number BA-17-05 relative to the Old SR 32 at Bauer and Brunk Roads Improvement Project located within Batavia Township, and to authorize the County Auditor to remit payment as compensation for the Permanent Easement and Rights-of-Way granted thereby and Repairs relative thereto:

Grantor	Parcel Number	Compensation	
Batavia Church of Christ, Inc. 2170 Williamsburg Pike Batavia, Ohio 45103	01-20-02D-070	Perm	\$ 1,400.00
	01-20-02D-096	Repairs	\$ 6,725.00

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 73-08/RESOLUTION DECLARING THE NECESSITY TO APPROPRIATE CERTAIN LAND FOR PUBLIC PURPOSES IN CONCERT WITH PROJECT NUMBER BA-17-05 RELATIVE TO THE OLD SR 32 AT BAUER AND BRUNK ROADS IMPROVEMENT PROJECT LOCATED IN BATAVIA TOWNSHIP...08-0505-002...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **73-08** resolving to proceed to file a Petition for Appropriation of Real Property for a portion of Parcel Number 01-20-10A-097 owned by Patricia Morris, aka Patricia Saylor, 4301 Brunk Road, Batavia, Ohio 45103 as identified in Exhibit 1, attached thereto and made a part thereof, in concert with Project Number BA-17-05 relative to the Old SR 32 at Bauer and Brunk Roads Improvement Project located within Batavia Township; resolving to authorize a Declaration of Intent to Take Possession, as designated in Exhibit 2, attached thereto and made a part thereof, to be filed and to authorize the amount of \$1,345.00 to be deposited with the Clermont County Common Pleas Clerk of Courts, which represents the County Engineer's appraisal of the value of the real property to be appropriated and damages thereto, if any; and further, to authorize the County Auditor to issue the referenced payment subsequent thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 74-08/RESOLUTION AUTHORIZING ACQUISITION BY CONTRACT IN LIEU OF

APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY PINGREE 2000 REAL ESTATE HOLDINGS, LLC IN CONCERT WITH PROJECT NUMBER UN-13-01 RELATIVE TO THE SR 125 AND GLENESTE-WITHAMSVILLE ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED WITHIN UNION TOWNSHIP...07-1114-004...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **74-08** authorizing the purchase of real property owned by Pingree 2000 Real Estate Holdings, LLC, 3670 Park 42 Drive, Cincinnati, Ohio 45241 for a portion of Parcel Number 41-32-19.-038 located in Union Township, which is necessary for Project Number UN-13-01 relative to the SR 125 and Gleneste-Withamsville Road Intersection Improvements Project located within Union Township; consenting to the preparation of an Agreed Entry for Dismissal relative to Appropriation Case Number 2007CVH2158 as authorized in Resolution Number 195-07 adopted by the Board of County Commissioners on 11/14/07; acknowledging the value of land at \$15,847.00 of which \$9,904.00 has been deposited with the Clermont County Common Pleas Clerk of Courts; authorizing the issuance of payment of the remaining balance of \$5,943.00; and authorizing execution of the Settlement Agreement relative thereto, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 75-08/RESOLUTION AUTHORIZING ACQUISITION BY CONTRACT IN LIEU OF APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY ETHEL M. SCHROEDER, SUCCESSOR TRUSTEE, IN CONCERT WITH PROJECT NUMBER UN-13-01 RELATIVE TO THE SR 125 AND GLENESTE-WITHAMSVILLE ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED WITHIN UNION TOWNSHIP...07-1114-005...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **75-08** authorizing the purchase of real property owned by Ethel M. Schroeder, Successor Trustee under the Amended and Restated Trust Agreement of John E. Schroeder dated 07/03/96 as Amended 02/04/04, 513 Overhill Lane, Cincinnati, Ohio 45238 for a portion of Parcel Number 41-32-19.-016 and all of Parcel Number 41-32-19.-017 located in Union Township, which is necessary for Project Number UN-13-01 relative to the SR 125 and Gleneste-Withamsville Road Intersection Improvements Project located within Union Township; consenting to the preparation of an Agreed Entry for Dismissal relative to Appropriation Case Number 2007CVH2159 as authorized in Resolution Number 196-07 adopted by the Board of County Commissioners on 11/14/07; acknowledging the value of land at \$300,000.00 of which \$225,300.00 has been deposited with the Clermont County Common Pleas Clerk of Courts; authorizing the issuance of payment of the remaining balance of \$74,700.00; and authorizing execution of the Settlement Agreement relative thereto, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...THE WOODS AT MIAMI TRAILS
SUBDIVISION/SECTION 11/BLOCK A/PHASE 2/MIAMI
TOWNSHIP...RECORD PLAT NUMBER 629-2580 AND COMBINED
PERFORMANCE-MAINTENANCE BOND AS SURETY FOR SAME...08-
0502-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2580** for the following subdivision within Miami Township, and further to execute the Combined Performance-Maintenance Bond as surety for same relative to the construction of the below listed streets:

Subdivision	Performance-Maintenance Bond	Streets/Length (miles)
The Woods at Miami Trails Subdivision Section 11/Block A/Phase 2 and the Replat of Lot Numbers 532, 533 and 534 of Section 11/Block A/Phase 1 Miami Township	\$44,000.00/\$18,000.00	Ridgewood Drive (0.12) Jenna Lane (0.22)

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...CHURCH HILL FARMS SUBDIVISION/
STONELICK TOWNSHIP...RECORD PLAT NUMBER 629-2581 FOR
SAME...08-0424-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2581** for Church Hill Farms Subdivision located within Stonelick Township, previously ratified by the Board of County Commissioners for Record Plat Number 629-2578 on 04/30/08, to correct the name from “Churchill Farms” Subdivision to “Church Hill Farms” Subdivision, which includes Church Hill Farms Drive, a private street not for public maintenance.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...CHURCH HILL FARMS
SUBDIVISION/STONELICK TOWNSHIP...MAINTENANCE BOND AS
SURETY FOR THE INSTALLATION OF A WATER MAIN EXTENSION
FOR SAME...08-0508-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of David L. Spinney, County Administrator, to execute a Maintenance Bond in the amount outlined below as surety for the installation of a Water Main Extension to serve the following subdivision within

Stonelick Township:

Subdivision	Township	Water Bond
Church Hill Farms Subdivision	Stonelick	\$3,100.00

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...ADDENDUM TO THE SUBSIDY GRANT AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION FOR THE COMMUNITY BASED CORRECTIONS ACT 407 NON-RESIDENTIAL FELONY GRANT RELATIVE TO THE PRISON DIVERSION PROGRAM ENTITLED INTENSIVE SUPERVISION PROBATION FOR FISCAL YEAR 2009...08-0313-005...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute an Addendum to the Subsidy Grant Agreement by and between the County of Clermont, Ohio, and the State of Ohio, Department of Rehabilitation and Correction, 1050 Freeway Drive North, Columbus, Ohio 43229, previously ratified by the Board of County Commissioners on 05/23/07 and subsequently amended on 09/26/07, 03/26/08 and 04/02/08, for the Community Based Corrections Act 407 Non-Residential Felony Grant relative to the Prison Diversion Program entitled Intensive Supervision Probation, operated by Clermont County Court of Common Pleas/Adult Probation Department, which represents an extension of the Program from 07/01/08 through 06/30/09, and the award of an additional amount of \$252,503.00, with no local match required therefore, for the administration thereof, and subject to modification and the final approval of the State of Ohio Fiscal Year 2009 budget, with all other terms and conditions of the original Agreement and Addendums to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...ANIMAL CLAIM FILED BY ARTHUR BUSH FOR THE LOSS OF A PYGMY GOAT AND TWO CHICKENS ON PROPERTY SITUATED WITHIN TATE TOWNSHIP...08-0508-005...RATIFIED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Debra L. Wood, Chief Animal Control Officer, Clermont County Animal Shelter, with the concurrence of David L. Spinney, County Administrator, to authorize payment in the amount of \$94.25 for the Animal Claim filed by Arthur Bush, 2147 Bethel Maple Road, Hamersville, Ohio 45130 for the loss of a pygmy goat and two chickens on property situated within Tate Township on or about 04/19/08, pursuant to Section 955.35 of the Ohio Revised Code, and further to authorize the County Auditor to issue the referenced payment therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Work Session of **03/19/08 and 03/26/08** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mrs. Walker, to approve the minutes of Regular Session of **05/14/08** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:32 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
MARY C. WALKER, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 05/14/08